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UNITED STATES DISTRICT COURT
DISTRICT OF GUAM

FELIPE DATUIN, JEFF GUMATAOTAO
and JAMES CRUZ,

Plaintiffs,

vs.

LSG LUFTHANSA SERVICE GUAM, INC.,
et al.

Defendants.

CIVIL CASE NO. 04-00010

**MOTION TO CONTINUE ORAL
ARGUMENTS**

Pursuant to General Rule 6.1, Defendants respectfully move this Court to continue the oral arguments on Defendants' Motion to Dismiss scheduled for July 26, 2004 at 10:30 a.m. to a later date to be determined by this Court for the following reasons:

ORIGINAL

4 1. On June 2, 2004, attorneys for defendants, Alicia A. Limtiaco and Donna M. Cruz,
5 advised the court and plaintiffs' attorney that both Ms. Limtiaco and Ms. Cruz would be off island
6 during the months of late June through early August, 2004, and requested that any matters relating to
7 this case be held in abeyance until their return.

8 2. At the scheduling conference on June 2, 2004, it was explained to the court and
9 plaintiffs' counsel that Ms. Limtiaco had scheduled her vacation around the annual Ninth Circuit
10 Court of Appeals Conference for which she is serving as the local representative for Guam and that
11 Ms. Cruz took leave for the purpose of undergoing eye surgery.

12 3. On July 6, 2004, our office called the law offices of Sandra Lynch to inquire if
13 plaintiffs' counsel would be willing to stipulate to continue the oral arguments to the second week in
14 August, 2004. We were told that Ms. Lynch was not in the office and further informed by Ms.
15 Lynch's secretary, Kathy Littlepage, that Ms. Lynch is tentatively scheduled to depart Guam around
16 the 15th of July, 2004 in accordance with her spouse's military orders. Ms. Littlepage explained that
17 she would be in contact with Ms. Lynch and could give an answer by July 7, 2004. See the attached
18 declaration of Rosa L. Resendez.
19

20 4. As of this date, July 8, 2004, Defendants have not received word from Ms. Lynch or
21 her secretary agreeing to or opposing a stipulated motion.
22

23 5. Defendants have been diligent in their preparation of this matter and this is their first
24 request for a continuance.
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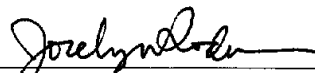
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4 Defendants submit they have shown good cause for the continuance of this matter and
5 therefore respectfully request this Court to grant their Motion to Continue Oral Arguments relating
6 to Defendants' Motion to Dismiss filed on April 9, 2004 and scheduled to be heard on July 26, 2004
7 at 10:30 a.m. to a later date to be determined by the court.

8 Respectfully submitted this 8th day of July, 2004.

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10 LIMTIACO CRUZ & SISON, PLLC

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12
13 By:

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15 JOCELYN M. RODEN, Esq.
16 a duly licensed employee.
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